Colorado Legislative Council Staff FISCAL IMPACT STATEMENT

Date: September 14, 2006 **Fiscal Analyst:** Janis Baron — 303-866-3523

BALLOT TITLE: An amendment to the Colorado constitution, concerning marriage, and, in connection therewith, specifying that only a union of one man and one woman shall be valid or recognized as a marriage in Colorado.

Summary of Amendment

Amendment 43 amends the state constitution by defining marriage in Colorado as only a union between one man and one woman.

For a marriage to be valid under Colorado statutes, it must be (1) between a man and a woman; and (2) licensed, solemnized, and registered according to established procedures. Colorado also recognizes common law marriage.

The amendment effectively puts into the state constitution language which is in Colorado statutes. As such, Amendment 43 is not expected to affect state and local revenues or spending.